

Before the
Federal Communications Commission
Washington, D.C. 20554

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Oct 10

In the Matter of

Amendment of Section 73.202(b)
FM Table of Allotments,
FM Broadcast Stations.
(Harrison, Michigan)

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MB Docket No. 03-176
RM-10702

REPORT AND ORDER
(Proceeding Terminated)

Adopted: October 8, 2003**Released: October 10, 2003**

By the Assistant Chief, Audio Division:

1. The Audio Division has before it a *Notice of Proposed Rule Making*¹ issued at the request of Commercial Radio of Harrison ("CRH"), requesting the allotment of Channel 280A at Harrison, Michigan. CRH filed comments reiterating its interest in applying for Channel 280A at Harrison, Michigan. No other comments were filed in response to the *Notice*.

2. We believe that the public interest would be served by the allotment of Channel 280A at Harrison, Michigan, as it will provide the community with additional local broadcast service.² As stated in the *Notice*, Harrison is a community located in central Michigan with a population of over 2,000 people. Harrison has its own local government, community schools, civic organizations, U.S. Post Office, medical facilities and numerous businesses that serve the residents of the community. A staff engineering analysis indicates that Channel 280A can be allotted to Harrison, Michigan, consistent with the minimum distance separation requirements of the Commission's Rules with a site restriction 14.1 kilometers (8.7 miles) south of the community at coordinates 43-53-33 and 84-49-06. Although Canadian concurrence has been requested for the allotment of Channel 280A at Harrison, notification has not been received. Therefore, operation with the facilities specified for Channel 280A at Harrison herein is subject to modification, suspension, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the USA-Canadian FM Broadcast Agreement or if specifically objected to by Canada.

3. Accordingly, pursuant to the authority contained in Sections 4 (i), 5(c)(1), 303(g), and (r), and 307(b) of the Communications Act of 1934, as amended, and 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED That effective November 24, 2003, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, as follows.

Community

Harrison, Michigan

Channel

221A, 280A

¹ See *Harrison, Michigan*, 18 FCC Rcd 15398 (M.B. 2003).

² Station WVXH, licensed on Channel 221A, is operated by Xavier University as a noncommercial station. An AM station is also licensed in Harrison to Laurie L. Foster operating as Station WKKM(AM).

4. A filing window for Channel 280A will not be opened at this time. Instead the issue of opening this allotment for auction will be addressed by the Commission in a subsequent *Order*.
5. For further information regarding the proceeding listed above, contact Kathleen Scheuerle, (202)418-2180.
6. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos
Assistant Chief, Audio Division
Media Bureau